74263

ORDINANCE NO. 13

SERIES, 1977

AN ORDINANCE VACATING THAT PORTION OF HARTFORD STREET SITUATED IN HINDMAN'S ADDITION AND M. A. STEVENSON'S ADDITION TO THE CITY OF ELGIN, OREGON ALSO DESCRIBED AS: BEGINNING AT THE NORTHEAST CORNER OF BLOCK 5, HINDMAN'S ADDITION TO THE CITY OF ELGIN, OREGON, THENCE WEST 360 FEET TO NORTHWEST CORNER OF BLOCK 6, THENCE SOUTH 20 FEET TO THE NORTHEAST CORNER OF BLOCK 4, M. A. STEVENSON'S ADDITION TO THE CITY OF ELGIN, OREGON, THENCE WEST 100 FEET TO THE NORTHWEST CORNER OF BLOCK 4, THENCE NORTH 60 FEET TO THE SOUTHWEST CORNER OF BLOCK 5, THENCE EAST 100 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, THENCE NORTH 20 FEET, THENCE EAST 360 FEET, THENCE SOUTH 60 FEET TO THE POINT OF BEGINNING.

WHEREAS, the City Council of the City of Elgin, Oregon by motion of the City Council, initiated vacation proceedings for that portion of Hartford Street situated in Hindman's Addition and M. A. Stevenson's Addition to the City fo Elgin, Oregon also described as: Beginning at the northeast corner of Block 5, Hindman's Addition to the City of Elgin, Oregon, thence west 360 feet to the northwest corner of block 6, thence south 20 feet to the northeast corner of Block 4, M. A. Stevenson's Addition to the City of Elgin, Oregon, thence west 100 feet to the northwest corner of Block 4, thence north 60 feet to the southwest corner of Block 5, thence east 100 feet to the southeast corner of Block 5, thence north 20 feet, thence east 360 feet, thence south 60 feet to the point of beginning.

WHEREAS, due to notice of hearing in connection with said vacation proceedings was given by posting and publishing such notice as required by statue and as shown by the affidavit of publication and the affidavit of posting hereto filed with the City Recorder, and the hour of 7:30 P. M. on the 13th day of December, 1977, in the City Hall at Elgin, Oregon was set for the time and place for said hearing, and all objections, remonstrances or claims for damages as a result of said proposed vacation were to be presented and filed with the City Recorder in writing thereto and,

WHEREAS, no valid objections have been entered or filed against said vacation and,

WHEREAS, such vacation will not substantially affect the market value of property in the vicinity thereof, and

WHEREAS, in the opinion of the City Council of the City of Elgin, Oregon no one will be adversely affected by vacation of the street above described.

NOW THEREFORE:

THE CITY OF ELGIN, OREGON DOES ORDAIN AS FOLLOWS:

Section 1. That notice of the time and place of hearing of the proposed vacation of the follwing street has been in accordance with the statue and motion of the Council.

Section 2. That the owners of the areas affected thereby have not made valid objections to said vacation as hereinabove described.

Section 3. That the proposed street vacation will not substantially affect the market value of the property abutting such streets to be vacated.

Section 4. That the owners of the abutting property have consented to such street vacation.

Section 5. That the following street shall be, and hereby is vacated:

That portion of Hartford Street situated in Hindman's Addition and M. A. Stevenson's Addition to the City of Elgin, Oregon, also described as: Beginning at the northeast corner of Block 5, Hindman's Addition to the City of Elgin, Oregon, thence west 360 feet to the northwest corner of Block 6, thence south 20 feet to the northeast corner of Block 4, M. A. Stevenson's Addition to the City of Elgin, Oregon, thence west 100 feet to the northwest corner of Block 4, thence north 60 feet to the southwest corner of Block 5, thence east 100 feet to thesoutheastcorner of Block 5, thence north 20 feet, thence east 360 feet, thence south 60 feet to the point of beginning.

Section 6. Inasmuch as the preservation of the public health, safety and welfare of the citizens of the City of Elgin, Oregon, demand immediate adoption of this ordinance, an emergency is hereby declared to exist and this ordinance shall take affect immediately upon its passage and approval.

PASSED AND ADOPTED this 13 day of December, 1977, by 6 Council members voting therefore.

APPROVED this 13 day of December, 1977.

Ron Scoubes
City Recorder

Robert Flintoff
Mayor

NOTICE OF STREET VACATION

NOTICE IS HEREBY GIVEN that the City Council of the City of Elgin, Oregon, will on the 13th day of December, 1977, at the hour of 7:30 P.M. in the City Hall of Elgin, Oregon, hold a hearing in connection with its resolution and vacation proceedings initiated by the City of Elgin, Oregon, thereby on the 8th November, 1977 whereby it is proposed to vacate a portion of the following street:

That portion of Hartford Street situated in Hindman's Addition and M.A. Stevenson's Addition to the City of Elgin, Oregon also described as: Beginning at the northeast corner of Block 5, Hindman's Addition to the City of Elgin, Oregon, thence west 360 feet to northwest corner of Block 6, thence south 20 feet to the northeast Corner of Block 4, M.A. Stevenson's Addition to the City of Elgin, Oregon; thence west 100 feet to the northwest corner of Block 4, thence north 60 feet to the southwest corner of Block 5, thence east 100 feet to the southeast corner of Block 5, thence north 20 feet, thence east 360 feet; thence south 60 feet to the point of beginning.

The City council will, at that time, hear and consider all objections, remonstrances or claims for damages as a result of such proposed vacation which may be presented and filed with the City Recorder in writing prior to the time of hearing.

DATED this 17th day of November, 1977.

Ron Scoubes
City Recorder of City
of Elgin, Oregon

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DATED this 17th day of November, 1977.

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The City Council will, at that time, hear and consider all objections, remonstrances or claims for damages as a result of such proposed vacation which may be presented and filed with the City Recorder in writing prior to the time of hearing.

DATED this 17th day of November, 1977.

Ron Scoubes

Ron Scoubes
City Recorder of City
of Elgin, Oregon

7-203

STATE OF OREGON } ss
County of Union }

I certify that the within instrument of writing was received for record on the 13 day of Jan 1978 at 3:10 o'clock P M., and recorded on page — in book — Record of Deeds of said County.

SHIRLEY L. DOLIN County Clerk.

By M. Miller Deputy.

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BEFORE THE CITY COUNCIL OF ELGIN, OREGON

IN THE MATTER OF THE VACATION OF PORTION OF THE PUBLIC STREET DESCRIBED AS:

PORTION OF HARTFORD STREET, SITUATED IN HINDMAN'S ADDITION AND M. A. STEVENSON'S ADDITION.

I, RON SCOUBES, being first duly sworn depose and say:

THAT I am the newly appointed qualified and acting City Recorder of the City of Elgin, Union County, Oregon, I am a citizen of the United States: over the age of 21 years and a resident of the City of Elgin, Union County, Oregon.

On the 17th day of November, 1977, I posted the hereto attached Notice of Street Vacation in public view in the following places, to-wit:

1.

2.

Ron Scoubes

Ron Scoubes, City Recorder
City of Elgin, Oregon.

Subscribed and sworn before me this __ day of November, 1977.

Notary Public for Oregon
My Commission Expires:

Affidavit of Posting.